

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
ASHEVILLE DIVISION

UNITED STATES OF AMERICA )  
 )  
 )  
vs. ) CASE NO. DNCW1:10CR15  
 ) (Financial Litigation Unit)  
ALEXANDER KLOSEK )  
 )

**WRIT OF EXECUTION**

TO THE UNITED STATES MARSHAL:

A judgment was entered on February 24, 2011 (Doc No. 22) in the United States District Court for the Western District of North Carolina, in favor of the United States of America and against the Defendant, Alexander Klosek, whose last known address is XXXXXXXXXX, XXXXX, West Virginia 26105, in the sum of \$10,515,969.09. The balance on the account as of September 17, 2020, is \$9,396,448.61. The United States advises that there are no additional costs or interest at this time.

THEREFORE, YOU ARE HEREBY COMMANDED pursuant to 28 U.S.C. § 3203 to satisfy the judgment by levying on and selling all property in which the Defendant has a substantial nonexempt interest, and by executing upon the following property described as the Defendant's coins, reference number XXX-XXX-X0747, in the custody of the United States Marshal Service at the following address:

United States Marshal Service  
401 West Trade Street  
Charlotte, NC 28202

No sale shall take place until either the United States Attorney's Office or you have filed a certificate with the court indicating that the Defendant has been served with a copy of this Writ, and until at least twenty (20) days have passed since service on Defendant and thirty (30) days

have passed since the date of levy. No other process needs to be served on the Defendant prior to the sale, and the Notice of Levy does not need to be filed with the county.

YOU ARE ALSO COMMANDED to collect interest, if applicable, thereon from the date hereof with your costs and expenses and make return of this writ within ninety (90) days after the date of issuance if levy is not made, or, within ten (10) days after the date of sale of property on which levy is made.

YOU ARE FURTHER COMMANDED that the levy and sale shall not exceed property reasonably equivalent in value to the aggregate amount of the judgment, costs and interest.

YOU ARE FURTHER COMMANDED to prepare and file a Report of Sale with the Court within five (5) days after the sale is completed. The sale will be final after the Report of Sale is filed with the Court.

YOU ARE FURTHER AUTHORIZED, at your discretion, to contract with a real estate or brokerage firm or auction house for the sale of the property in order to maximize said sale. In addition, you are not required to sell the property at auction, on the premises where it is located, or at the courthouse, and any reasonable advertising may be used, so long as it is done in a commercially reasonable manner. No official Notice of Sale needs to be issued and posted at the county courthouse.

YOU ARE FURTHER COMMANDED to turn over the net proceeds realized from the sale of the levied property to the United States Clerk of Court. The payment should be mailed to:

United States District Court  
401 West Trade Street  
Charlotte, North Carolina 28202

In order to ensure that the payment is credited properly, the following information should be included on the check: Court Number 1:10CR15.

Signed: November 3, 2020



W. Carleton Metcalf  
United States Magistrate Judge



RETURN

DATE RECEIVED:

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DATE OF LEVY:

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TIME RECEIVED:

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PROPERTY SEIZED BY LEVY:

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DATE OF SALE:

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FEES, COSTS AND EXPENSES:

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The Writ was received and executed:

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U.S. Marshal

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(By) Deputy U.S. Marshal

**CLAIM FOR EXEMPTION FORM**  
**MAJOR EXEMPTIONS UNDER FEDERAL LAW (18 U.S.C. § 3613)**

1. Wearing apparel and school books.--Such items of wearing apparel and such school books as are necessary for the debtor or for members of his family.
2. Fuel, provisions, furniture, and personal effects.--So much of the fuel, provisions, furniture, and personal effects in the Debtor's household, and of the arms for personal use, livestock, and poultry of the debtor, as does not exceed **\$9,690** in value.
3. Books and tools of a trade, business, or profession.--So many of the books, and tools necessary for the trade, business, or profession of the debtor as do not exceed in the aggregate **\$4,850** in value.
4. Unemployment benefits.--Any amount payable to an individual with respect to his unemployment (including any portion thereof payable with respect to dependents) under an unemployment compensation law of the United States, of any State, or of the District of Columbia or of the Commonwealth of Puerto Rico.
5. Undelivered mail.--Mail, addressed to any person, which has not been delivered to the addressee.
6. Certain annuity and pension payments.--Annuity or pension payments under the Railroad Retirement Act, benefits under the Railroad Unemployment Insurance Act, special pension payments received by a person whose name has been entered on the Army, Navy, Air Force, and Coast Guard Medal of Honor roll (38 U.S.C. 1562), and annuities based on retired or retainer pay under Chapter 73 of Title 10 of United States Code.
7. Workmen's Compensation.--Any amount payable with respect to compensation (including any portion thereof payable with respect to dependents) under a workmen's compensation law of the United States, any State, the District of Columbia, or the Commonwealth of Puerto Rico.
8. Judgments for support of minor children.--If the debtor is required by judgment of a court of competent jurisdiction, entered prior to the date of levy, to contribute to the support of his minor children, so much of his salary, wages, or other income as is necessary to comply with such judgment.
9. Certain service-connected disability payments.-- Any amount payable to an individual as a service-connected (within the meaning of section 101(16) of Title 38, United States Code) disability benefit under--(A) subchapter II, III, IV, V, or VI of Chapter 11 of such Title 38 or (B) Chapter 13, 21, 23, 31, 32, 34, 35, 37, or 39 of such Title 38.
10. Assistance under Job Training Partnership Act.  
--Any amount payable to a participant under the Job Training Partnership Act (29 U.S.C. 1501 et seq.) from funds appropriated pursuant to such Act.

The statements made in this claim of settlement to exemptions and request for hearing as to exemption entitlement and fair market value of the property or funds designated are made and declared under penalty of perjury that they are true and correct.

I hereby request a Court hearing to decide the validity of my claims. Notice of the hearing should be given to me by mail at:

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Address

or telephonically at (\_\_\_\_\_) \_\_\_\_\_  
Phone No.

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Defendant's printed or typed name

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Signature of the defendant      Date